

AMENDMENT #1 TO AGREEMENT
FOR CONSULTATION AND OTHER SERVICES

DRAFT

This Amendment is entered into this 21st day of June 2005, by and between the City of Milpitas, a municipal corporation of the State of California (hereafter referred to as "CITY") and Raines Melton and Carella, Inc, (hereafter referred to as "CONSULTANT").

RECITALS

WHEREAS, the parties entered into an Agreement for professional consulting for various Capital Improvement Projects, on November 16, 2004; and

WHEREAS, the parties desire to amend the Agreement to allow CONSULTANT to provide additional professional engineering services necessary to provide consulting services for various Capital Improvement projects.

NOW THEREFORE, in consideration of the mutual covenants and conditions herein contained, the parties agree to amend the Agreement as follows:

1. Section 2, entitled "Compensation" shall be increased by \$61,530 from \$220,880 to \$282,410.
2. Modify Scope of Services (Exhibit A) to include additional consulting services required for preparation of bid documents on four new locations that need sewer rehabilitation and perform related geotechnical investigation services.
3. The City contact person shown in Section 10.11, entitled "Notices" shall be changed from "David M. McNeely, City Engineer" to "Greg Armendariz, City Engineer".
4. Exhibit B, entitled "Compensation Schedule, Personnel, and Rates", is amended by adding "Note 1: Amendment #1 increases the project budget by \$61,530 (from \$220,880 to \$282,410) to allow additional work on Tasks 2, 4, 6, 7, and 8 to be initiated."
5. The Consultant agrees to maintain and pay for all insurance policies as stated in Section 4, entitled "Insurance Requirements" of the Agreement dated November 16, 2004, between Consultant and the City of Milpitas. The Consultant shall provide the City with renewal certificates of the current policies upon the expiration of the current policy.

6. All other provisions of the Agreement shall remain in full force and effect.

This Amendment is executed as of the date written above.

APPROVED BY:

CITY OF MILPITAS

CONSULTANT

City Engineer as to content

City Manager

City Attorney as to Form

ATTESTED BY:

City Clerk



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AMENDMENT TO EXHIBIT A

DRAFT

May 27, 2005

Doug DeVries
City of Milpitas
455 E. Calaveras Blvd.
Milpitas, CA 95035

Re: Additional sewers to be added to the existing Sewer Rehab
Project contract

Dear Mr. DeVries,

As requested by the City, we will add the following four sewer sites
to RMC's existing design and construction support services
contract:

SE6 - Saturn Court to End of Court
SE9 - Carnegie at Edsel to Freeland
W6 - Norwich at Barker to Norwich at Casper
W7 - Norwich at Barker to 212 Barker

We estimate that this additional work will cost **\$61,530** as outlined
on the attached spreadsheet. We recommend a budget
amendment for this additional work. However, we estimate that we
will be able to complete much of the additional work without an
increase in our existing total budget.

The additional work will be blended into our existing scope. Our
updated schedule shows the 90% design being submitted on June
7. In this submittal, drawings of the additional sites be at either the
60% or 90% level. We estimate that the final submittal will be
delivered on June 23, and that construction activities including final
paving and cleanup will be complete on November 28.

We will perform a geotechnical investigation of the existing and
newly assigned sewer sites. Depending on the length of
replacement of each site, some sites may have no samples taken
and others may have more than one sample taken. Survey work
will be performed on the new sites.

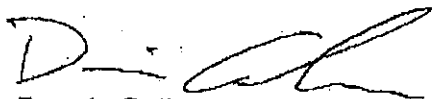
The results of the geotechnical investigation will be made available to prospective bidders during the bidding period no less than two week before bids are due.

A milestone schedule is as follows:

Milestone	Date (2005)
90% Submittal	June 7
100% Submittal	June 23
Council Approval to Advertise	July 5
Receive and distribute Geotech data	July 15
Bid due date	August 3
Council Approval to Award	August 16
Receive & Approve Key Submittals	September 5
Issue Notice to Proceed	September 12
Complete Major Construction Tasks	October 31
Complete Final Paving & Cleanup	November 28

We request that the City provide written authorization to proceed with this additional work under the terms and assumptions described in this letter. Please contact me if you need additional information.

Sincerely,



Dennis Gellerman
Project Manager
RMC Water and Environment
(408) 240-8178
(408) 240-8161 (fax)

Amendment to Exhibit B

Professional Services Fee Breakdown City of Milpitas - Phase 1 of the Sewer Deficiency and Structural Correction Program

Task Description	Sr. Project Manager	Project Engineer	Designer	Admin	QA/QC	Total Hours	Total Labor Costs			Other Direct Costs	Total Fee
	Dennis Gellerman	Eric Evans	TBD	Julie Yamamoto	Glenn Hermanson			Geotech	Surveying		
Task 2 - Field Surveys	\$185	\$140	\$105	\$95	\$170						
2.7 Additional Design Survey	2	8		2		12	\$ 1,680		\$ 6,000	\$ 100	\$ 8,380
2.8 Additional Geotechnical Investigation	2	8		4	2	16	\$ 2,210	\$ 10,000		\$ 100	\$ 13,310
Task 2 Subtotal	4	16	0	6	2	28	\$ 3,890	\$ 10,000	\$ 6,000	200	\$ 21,690
Task 4 - Design Recommended Repair and Rehabilitation											
4.4 60% Design of Additional Sites	8	40	40	4	6	98	\$ 12,680			\$ 200	\$ 12,880
4.5 90% Design of Additional Sites	8	30	30	4	4	76	\$ 9,890			\$ 100	\$ 9,990
4.6 100% Design of Additional Sites	4	20	20	2	4	50	\$ 6,510			\$ 100	\$ 6,810
Task 4 Subtotal	20	90	90	10	14	224	\$ 29,080		\$ -	\$ 400	\$ 29,480
Task 6 - Bidding Assistance											
6.4 Additional Bid Phase Services and Activities	4	8		2	4	18	\$ 2,730				\$ 2,730
Task 6 Subtotal	4	8	0	2	4	18	\$ 2,730			\$ -	\$ 2,730
Task 7 - Construction Services											
7.8 Additional Construction Services	4	12				16	\$ 2,420				\$ 2,420
Task 7 Subtotal	4	12	0	0	0	16	\$ 2,420			\$ -	\$ 2,420
Task 8 - Project Coordination and Management											
8.4 Additional Project Management	8	16		10	2	36	\$ 5,010			\$ 200	\$ 5,210
Task 8 Subtotal	8	16	0	10	2	36	\$ 5,010			\$ 200	\$ 5,210
Totals	40	142	90	28	22	322	43,130	\$ 10,000	\$ 6,000	\$ 800	\$ 61,530